

# United States District Court

**FILED**  
DISTRICT COURT OF GUAM

AUG 13 2002

DISTRICT OF  
GUAM

MARY L. M. MORAN  
CLERK OF COURT

CAP AMERICA TRUST,

**AMENDED  
SUMMONS IN A CIVIL CASE**

V.

CASE NUMBER: 02-00024

GOVERNMENT OF GUAM,

**RECEIVED**

AUG 9 2002  
ATTORNEY GENERAL'S OFFICE

TO: (Name and address of defendant) Robert H. Kono, Esq.  
Acting Attorney General  
OFFICE OF THE ATTORNEY GENERAL  
GOVERNMENT OF GUAM  
Suite 2-200E, Guam Judicial Center  
120 West O'Brien Drive  
Hagatna, Guam 96932

**YOU ARE HEREBY SUMMONED** and required to serve upon PLAINTIFF'S ATTORNEY (name and address)

Kevin J. Fowler, Esq.  
DOOLEY LANNEN ROBERTS & FOWLER LLP  
Suite 201, Orlean Pacific Plaza  
865 South Marine Drive  
Tamuning, Guam 96913  
Telephone No. (671) 646-1222  
Facsimile No. (671) 646-1223

an answer to the complaint which is herewith served upon you, within Twenty (20) days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. You must also file your answer with the Clerk of this Court within a reasonable period of time after service.

**Mary L. M. Moran**

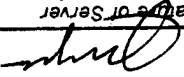
CLERK

AUG - 9 2002

DATE

(BY) DEPUTY CLERK

ORIGINAL

|   |  |
|---|--|
| <b>RETURN OF SERVICE</b>  |  |
| Service of the Summons and Complaint was made by me <sup>1</sup>  | DATE<br>8/9/02   |
| NAME OF SERVER (PRINT)<br>Jude S. Remotigue   |  |
| TITLE<br>Special Process Server   |  |
| <small>Check one box below to indicate appropriate method of service</small>  |  |
| <input type="checkbox"/> Served personally upon the defendant. Place where served: _____  |  |
| <input type="checkbox"/> Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein.<br>Name of person with whom the summons and complaint were left: _____         |  |
| <input type="checkbox"/> Returned unexecuted: _____   |  |
| <input checked="" type="checkbox"/> Other (specify): I personally served a copy of the document to Joyce Siguenza, Administrative Clerk for the Office of the Attorney General in which she acknowledged the document for Acting AG Robert H. Kono, _____ |  |
| <b>STATEMENT OF SERVICE FEES</b>  |  |
| TRAVEL  | TOTAL \$40.00  |
| SERVICES  | TOTAL \$40.00  |
| <b>DECLARATION OF SERVER</b>  |  |
| I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.  |  |
| Executed on _____<br>Date 8/9/02<br>Signature of Server    | Address of Server<br>PO Box 9067<br>Tamuning, Guam 96931 |

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.